

ORDINANCE NO. _____

AN ORDINANCE amending Section 9.16.240 of the Lincoln Municipal Code relating to sexual contact to add locations in which this ordinance does not apply and to redefine the phrase ~~Asexual contact~~, and repealing Section 9.16.240 of the Lincoln Municipal Code as hitherto existing.

BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

Section 1. That Section 9.16.240 of the Lincoln Municipal Code be amended to read as follows:

9.16.240 Sexual Contact; Prohibited.

(a) It shall be unlawful for any employee or performer (including amateur performers) in any business or commercial establishment to have any sexual contact with any other employee, performer or patron for gratuity, pay or other remuneration, direct or indirect, or in conjunction with or as part of any performance or entertainment in any business or commercial establishment.

(b) It shall be unlawful for any patron to have sexual contact with any employee or performer in any business or commercial establishment.

(c) For the purposes of this section, sexual contact shall mean the intentional touching ~~of a person~~s between a patron, a performer, or employee involving contact by or with a patron~~s, performer~~s, or employee~~s~~ sexual organ, buttock(s), or breast(s), whether covered or not, or kissing, when such contact can reasonably be construed as being for the purpose of sexual arousal or sexual gratification of either party or any observer.

(d) It shall be unlawful for any person purposely or knowingly to solicit, induce, or attempt to induce another person to engage in an act or acts prohibited hereunder.

(e) It shall be unlawful for the owner, lessee, proprietor, or manager of any business or commercial establishment to knowingly allow any person on the premises of such business or commercial establishment to engage in an act or acts prohibited hereunder.

(f) The provisions of this section shall not apply to a theater, concert hall, art center, museum, or similar establishment which is primarily devoted to the arts or theatrical performances and in which any of the circumstances contained in this section were permitted or allowed as part of such art exhibits or performances.

Section 2. That Section 9.16.240 of the Lincoln Municipal Code as hitherto existing be and the same is hereby repealed.

Section 3. That this ordinance shall take effect and be in force from and after its passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant